

munities of Texas favoring the Katy consolidation bill and requesting its passage over the Governor's veto.

By Senator Carter:

Petition numerously signed by citizens of Rusk county, Texas, asking for the unconditional repeal of the recent law fixing "fire insurance rates in Texas."

By Senator Westbrook:

Petition numerously signed by citizens of his district protesting against assessing high licenses against rural wagon peddlers of medicine.

By Senator Westbrook:

Petition numerously signed by employes of the Cotton Belt Railway Company asking support of the Cotton Belt consolidation bill.

By Senator Westbrook:

Petition signed numerously by citizens of Wolfe City, Texas, requesting support of the anti-stream pollution bill.

By Senators Real and Bailey:

Numerous petitions and telegrams signed by citizens of various communities of Texas approving Mrs. Clara Driscoll Seviere's plan for restoring the Alamo property and asking passage for the bill containing such provisions.

THIRTY-FIFTH DAY.

Senate Chamber,
Austin, Texas,
Friday, February 28, 1913.

The Senate met pursuant to adjournment and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum was present, the following Senators answering to their names:

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Warren.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.

43—S

Absent.

Conner.

Watson.

Absent—Excused.

Greer.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday the same was dispensed with on motion of Senator Wiley.

(See Appendix for petitions and memorials and standing committee reports.)

BILLS AND RESOLUTIONS.

By Senator Johnson:

Senate bill No. 373, A bill to be entitled "An Act to amend Articles 5174, 5175 and 5180, Chapter 8, Title 75, of the Revised Statutes of 1911 of the State of Texas."

Read first time and referred to Judiciary Committee No. 1.

By Senator Hudspeth:

Senate bill No. 374, A bill to be entitled "An Act to provide for the sale of all the public free school land with the reservation of mineral rights and without condition of actual settlement or residence, and repealing all laws and parts of laws in conflict with this act, and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Office.

By Senator Nugent:

Senate bill No. 375, A bill to be entitled "An Act to provide for statements of facts and exceptions in all cases tried in the district or county courts where jury verdicts are set aside and new trials granted, and for appeal from orders and judgments granting new trials; repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 1.

By Senator Nugent:

Senate bill No. 376, A bill to be entitled "An Act amending Section 3 of the Special Road Law for Montgomery county, the same being an act of the Twenty-seventh Legislature, Acts of 1901, page 76, by adding thereto Section 3a; providing a penalty against county convicts who escape while being worked on public roads of said county under the provisions of Section 3 of said act;

and also amending Section 18 of said acts providing certain compensation for county commissioners of said county while serving as road supervisors in addition to the compensation now provided for in said act; repealing all laws in conflict with said Sections 3 and 18 of said act, and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Nugent:

Senate bill No. 377, A bill to be entitled "An Act to appropriate the sum of one thousand dollars to pay Miss Helen Saunders for a painting known as 'The Flight of Zenobia from Palmyra,' and for a painting known as 'The Meeting of Jephtha and His Daughter,' both painted by the late Hon. W. C. Saunders, which were left in the Capitol at Austin and subsequently destroyed by employes in charge of work in the building, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Wiley and others:

Senate bill No. 378, A bill to be entitled "An Act to provide for the examination of the books, accounts, records, letters, documents, papers, securities, and to count the cash of all State institutions and departments, and of all State, district, county and precinct officers in this State; defining the duties of Comptroller of Public Accounts and of certain State, district, county and precinct officers; providing for the appointment of special agents and prescribing qualifications, and providing for the payment of expenses; fixing salaries; providing for the collection of moneys in certain instances; providing penalties, making appropriations, repealing all laws, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senators Brelsford and Hudspeth:

Senate bill No. 379, A bill to be entitled "An Act to authorize the commissioners' court of the several counties of Texas to create and establish irrigation districts, to construct reservations, dams, canals, ditches, pumping plants and other internal improvements necessary to irrigation systems; to order and hold elections for the purpose of voting on irrigation propositions and establishment of irrigation districts, and declaring an emergency."

Read first time and referred to Committee on Mining and Irrigation.

By Senator Townsend:

Senate bill No. 380, A bill to be entitled "An Act to amend Articles 929 and 931, and adding 931a of the Code of Criminal Procedure relating to preparation and filing of transcripts in criminal cases, and providing a penalty for failure to comply with the provisions of the law in regard to transcripts in criminal cases."

Read first time and referred to Judiciary Committee No. 2.

By Senator Lattimore:

Senate bill No. 381, A bill to be entitled "An Act to create a criminal district court for Tarrant county."

Read first time and referred to Committee on Judicial Districts.

(By unanimous consent, after morning call was concluded.)

By Senator Conner:

Senate bill No. 382, A bill to be entitled "An Act to amend Title 65, Chapter 6, Article 4435, Revised Statutes 1911, as to the qualifications of the Commissioner of Agriculture."

Read first time and referred to Committee on State Affairs.

By Senator Watson:

Senate bill No. 383, A bill to be entitled "An Act to amend Chapter 34 of the Special Laws of the Regular Session of the Thirty-second Legislature, being 'An Act to amend Chapter 80, Special Laws passed by the Regular Session of the Thirtieth Legislature of the State of Texas,' approved April 15, 1907, and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Brelsford:

Senate bill No. 384, A bill to be entitled "An Act to amend Article 377, Title 14, Chapter 1, of Revised Statutes of Texas, 1911, pertaining to cash reserve of State banks, and providing that banking corporations may keep on hand with any one bank, banking association of the State of Texas, or any bank, banking association or trust company regularly chartered and operating under the laws of any other State, or under the laws of the United States, approved by the Commissioner of Insurance and Banking, and having a paid up capital stock of \$100,000 or more, but that the deposits in any one bank or trust company shall not exceed forty per cent of the total deposits, capital and surplus of said bank."

Read first time and referred to Com-

mittee on Insurance, Statistics and History.

SIMPLE RESOLUTION.

By Senator Hudspeth:

Whereas, The Hon. D. M. Alexander, a man who had the universal esteem and love of every member who served with him in the Thirtieth and Thirty-first Senate, is now in the gallery; therefore, be it

Resolved, That good old honest Alex be invited to address the Senate, and the privilege of the floor be accorded him.

The resolution was read and adopted.

The Chair appointed Senators Hudspeth, Willacy and Real to escort ex-Senator Alexander to the President's stand, whereupon he addressed the Senate.

EXECUTIVE MESSAGE.

Executive Office,

Austin, Texas, February 27, 1913.

To the State Senate:

Agreeable to the request of the Senate as expressed in Senate Concurrent Resolution No. 9, I return herewith substitute for Senate bill No. 129 for further consideration and correction.

Very respectfully,

O. B. COLQUITT,

Governor.

Morning call concluded.

SENATE BILL NO. 4.

Senator McNealus called up Senate bill No. 4, the same being on the table subject to call.

The Chair laid before the Senate for second reading.

Senate bill No. 4, A bill to be entitled "An Act to prevent the pollution of the water courses or other public bodies of water of the State of Texas, providing a penalty therefor, and providing means for the abatement thereof."

The committee report with (committee) amendments, was read and adopted.

Senator Collins offered the following amendment, which was read and adopted:

Amend Section 1 of the bill on page 1, line 32, by adding after the word "convicted" the following: "Provided, however, that none of the provisions of this act shall apply to any city or town

located on tide water; that is to say, where the tide ebbs and flows in such water course or other public body of water."

Senator McNealus offered the following amendment, which was read and adopted:

Amend bill on page 3, line 15, by adding after the word "for" the words "the use of farm live stock and for."

Amend bill on page 3, at the end of line 24, by striking out the period and adding a comma and the following words: "or destructive of the fish life of streams or other public bodies of water."

Senator McNealus offered the following amendment, which was read and adopted:

Amend the bill by inserting as Section 4, and by renumbering the other sections accordingly:

"Section 4. The Texas State Board of Health is authorized, and it is hereby made its duty, to enforce the provisions of this act; and, to this end, the Governor shall appoint, by and with the consent of the Senate, an inspector, to act under the direction of the said Board of Health and the State Health Officer, making such investigations, inspections and reports, and performing such other duties in respect to the enforcement of this act as the said Board of Health and the State Health Officer may require."

Senator Astin offered the following amendment, which was read and adopted:

Amend the committee report as follows: Line 21, page 3, by striking out the word "ten" and insert in lieu thereof "fifteen."

RECESS.

On motion of Senator Townsend, the Senate, at 12:30 o'clock p. m., recessed until 2:30 o'clock today.

AFTER RECESS.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Mayes.

SENATE BILL NO. 4.

Action recurring on the pending business, Senate bill No. 4.

Senator Murray offered the following amendment, which was read and adopted:

Amend the bill, page 1, lines 19, 20 and 21, by striking out the following language: "and each day during which such pollution may continue shall constitute a separate offense."

Senator Warren offered the following amendment, which was read and adopted:

Amend the bill on page 1, line 22, by inserting after the word "thereof" a comma and the following language: "who has knowledge of the commission of such offense," and a comma thereafter.

Senator Warren offered the following amendment, which was read and adopted:

Amend the bill on page 1, line 24, by inserting after the word "directors" a comma and the following: "having knowledge of the commission of such offense," and a comma thereafter.

Senator Warren offered the following amendment, which was read and adopted:

Amend the bill on page 1, line 26, by inserting after the comma, following the word "commission," the following language: "having knowledge of the commission of such offense," and a comma thereafter.

Senator McGregor offered the following amendment, which was read and adopted:

Amend the committee report on page 3, in line 22, by inserting after the word "census" and before the word "nor" the following: "Nor to any place or premises located without the limits of an incorporated town or city."

Senator Nugent offered the following amendment, which was read and adopted:

Amend the committee report, page 3, line 21, by inserting after the word "towns" the following: "and the inhabitants thereof."

Senator Cowell offered the following amendment:

Amend the bill as amended on page 3, line 21, by striking out the word "fifteen" before the word "thousand" and substitute therefor the word "twenty-five."

Pending discussion. Senator Watson made the point of order on the amendment that the Senate had already, by amendment, acted on the same subject matter contained in the amendment.

The Chair, Lieutenant Governor Mayes, overruled the point of order.

On motion of Senator McNealus, the amendment was tabled.

Senator Lattimore offered the following amendment:

Amend the bill as amended, page 3, by amending the committee report, line 21, by striking out the word "fifteen" and inserting in lieu thereof the word "seventy-five."

Senator McNealus moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—19.

Astin.	Murray.
Bailey.	Paulus.
Brelsford.	Terrell.
Collins.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Kauffman.	Watson.
McGregor.	Weinert.
McNealus.	Westbrook.
Morrow.	

Nays—8.

Carter.	Johnson.
Conner.	Lattimore.
Cowell.	Nugent.
Hudspeth.	Wiley.

Absent.

Real.	Willacy.
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Taylor.

Absent—Excused.

Greer.

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill as amended by the committee report, page 3, line 18, by striking out the word "two" and inserting the word "three."

The bill was read and passed to engrossment by the following vote:

Yeas—19.

Astin.	Murray.
Bailey.	Paulus.
Brelsford.	Terrell.
Collins.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Kauffman.	Watson.
McGregor.	Weinert.
McNealus.	Westbrook.
Morrow.	

Nays—6.

Conner.	Johnson.
Cowell.	Lattimore.
Hudspeth.	Wiley.

Carter. Present—Not Voting.

Absent.

Real. Taylor.

Absent—Excused.

Greer.

PAIRED.

Senator Nugent (present), who would vote "nay," with Senator Willacy (absent), who would vote "yea."

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Astin.	Murray.
Bailey.	Paulus.
Brelsford.	Terrell.
Collins.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Watson.
Kauffman.	Weinert.
McGregor.	Westbrook.
McNealus.	Wiley.
Morrow.	

Nays—4.

Conner.	Johnson.
Cowell.	Lattimore.

Present—Not Voting.

Carter.

Absent.

Real. Taylor.

Absent—Excused.

Greer.

PAIRED.

Senator Nugent (present), who would vote "nay," with Senator Willacy (absent), who would vote "yea."

The bill was read third time and passed by the following vote:

Yeas—20.

Astin.	McGregor.
Bailey.	McNealus.
Brelsford.	Morrow.
Collins.	Murray.
Cowell.	Paulus.
Darwin.	Terrell.
Gibson.	Townsend.
Kauffman.	Vaughan.

Warren.
Watson.

Weinert.
Westbrook.

Nays—5.

Conner.	Lattimore.
Hudspeth.	Wiley.
Johnson.	

Present—Not Voting.

Carter.

Absent.

Real. Taylor.

Absent—Excused.

Greer.

PAIRED.

Senator Nugent (present), who would vote "nay," with Senator Willacy (absent), who would vote "yea."

Senator McNealus moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 167.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House bill No. 167, A bill to be entitled "An Act to authorize the Gulf, Colorado & Santa Fe Railway Company to purchase, own and operate the railroad of the Concho, San Saba and Llano Valley Railroad Company with its franchises and appurtenances; the railroad of the Texas & Gulf Railway Company with its franchises and appurtenances; the railroad of the Gulf & Interstate Railway Company of Texas with its franchises and appurtenances; and the railroad of the Beaumont Wharf and Terminal Company with its franchises and appurtenances; or either or any of such railroads with its or their franchises and appurtenances; and until such purchase or purchases is or are made to authorize lease by the Gulf, Colorado & Santa Fe Railway Company of the railroad and other properties of said other companies, or of either or any of them; and to authorize the Gulf, Colorado & Santa Fe Railway Company to lease that portion of the railroad of the Pecos & Northern Texas Railway Company situated between Coleman, Texas, and Sweetwater, Texas, including the railway terminals and other property of the Pecos & Northern Texas

Railway Company now or hereafter situated in said cities of Coleman and Sweetwater; and to authorize the Pecos & Northern Texas Railway Company to contract with the Gulf, Colorado & Santa Fe Railway Company for the operation by the officers of the Gulf, Colorado & Santa Fe Railway Company of said railroad between Coleman and Sweetwater."

The bill was read second time and passed to a third reading.

SENATE BILL NO. 150.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 150, A bill to be entitled "An Act fixing the salaries of the judges of the Supreme Court and Court of Criminal Appeals and the Courts of Civil Appeals in this State, and declaring an emergency."

The bill was read third time and passed.

Senator Watson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 72.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 72, A bill to be entitled "An Act to amend Article 5644, Chapter 4, Title 68, Revised Statutes of 1911, General Laws of 1897, Acts of the Twenty-fifth Legislature, same being 'An Act to protect accountants, book-keepers, artisans, craftsmen, factory operatives, mill operatives, servants, mechanics, quarrymen, common laborers and farm hands; to provide a lien and prescribe the time of payment and in lawful money of the United States, and prescribing the rights of the assignees of such persons, and by adding to the kind or character of such laborers or persons all laborers who may perform any service in like manner in the cutting, preparation, handling, hauling or transporting to any mill or other point for sale, manufacture or other disposition logs or other timber, and all laborers who may in like manner perform any service upon any wagon, cart, tram or railroad or other method of transporting such logs or timber, and

in the construction or maintenance of such tram or railroad constructed or used for the transportation of logs or timber to or for such mill or its owner or operator or to points for sale, shipment or other disposition,' repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—26.

Bailey.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.

Absent.

Astin.	Taylor.
Real	Willacy.

Absent—Excused.

Greer.

Senator Nugent moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 114.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 114, A bill to be entitled "An Act to exempt from the provisions of Chapter 76, of the General Laws of the State of Texas, passed by the Thirty-second Legislature at its regular session, entitled 'An Act to regulate the practice of veterinary medicine, surgery and dentistry, creating a board for the examination of applicants for the practice of veterinary medicine, surgery and dentistry; prescribing their powers, duties and qualifications; said board to be known as the State Board of Veterinary Medical Examiners; prescribing penalties for a violation of the provisions of this act, and declaring an emergency,' all of those who had been for three years before said act went

into effect regularly engaged in the counties of their residence in the practice of veterinary medicine, surgery and dentistry, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	McGregor.
Brelsford.	McNealus.
Carter.	Morrow.
Collins.	Murray.
Conner.	Nugent.
Cowell.	Paulus.
Darwin.	Terrell.
Gibson.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Warren.
Kauffman.	Westbrook.
Lattimore.	Wiley.

Nays—1.

Watson.

Absent.

Astin.	Weinert.
Real.	Willacy.
Taylor.	

Absent—Excused.

Greer.

Senator Vaughan moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 216.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

House bill No. 216, A bill to be entitled "An Act granting unto the municipal authorities of the city of Austin, Texas, the right to establish, operate and maintain a free public library upon a tract of land consisting of sixty-nine by one hundred and twenty-eight feet out of the western portion of the north half of block 101, in the city of Austin, Texas, and changing the designation upon the map of the city of Austin of said tract of land, from church to free public library purposes."

The bill was read third time and passed.

Senator Darwin moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 204.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 204, A bill to be entitled "An Act defining and creating the occupation of contracting stevedore; requiring all such to execute bond payable to the county judge, conditioned to protect and pay wages to laborers employed by such contracting stevedores in loading and unloading ships, vessels or other water crafts, and requiring all such to obtain a license before engaging in such occupation in each county in which they pursue it; making it unlawful to pursue said occupation without first giving bond and obtaining the license, and punishing such as a misdemeanor by fine, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—25.

Bailey.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	

Absent.

Astin.	Weinert.
Real.	Willacy.
Taylor.	

Absent—Excused.

Greer.

Senator Collins moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SIMPLE RESOLUTION.

(By Unanimous Consent.)

By Senator Nugent:

Resolved, That unanimous consent be now extended to the distinguished Senator from Bowie to take up any or all Senate bills or Senate resolutions that he may desire to take up at this day's

session in view of the fact that this is the last week he will be with us.

NUGENT.

WILEY.

The resolution was read and adopted, and the Chair recognized Senator Vaughan.

SENATE BILL NO. 54.

By motion of Senator Vaughan, the Chair laid before the Senate, on second reading,

Senate bill No. 54, A bill to be entitled "An Act providing for the regulation and control of hospitals maintained or established or conducted by means of funds derived from deductions from the wages of or collections from the employes of railway companies or receivers thereof, providing that the collectors or possessors of such funds and property in which such funds have been invested shall be trustees thereof for the benefit of such employes, and providing for the selection of the members of the boards for the management of such hospitals, and for the powers of such boards, for the free transportation of sick and injured employes to and from such hospitals, and fixing penalties for violation, and providing for the collection of such penalties, and providing an emergency."

Senator Murray offered the following amendment:

Amend the bill on page 5, by adding to the end of Section 10, after the word "constitutes" on line 10, the following:

"Provided that the provisions of the foregoing sections of this bill shall not become effective on any railroad in this State, unless a majority of the employes of such railroad company, contributing to the expense of such hospitals, shall, by a majority vote, so order and direct. And each and all of said contributing employes may, at a referendum election, to be held on the first Tuesday of any month after this law takes effect, vote for or against the provisions of this act; said election shall be held at each station on said railroad where tickets are sold and an agent maintained. Said ticket agent shall be the manager of such election and the contributing employes present may elect or appoint the judges and clerks of said election, the mode of holding the election to be determined by the general manager and one of the passenger conductors of said railroad

who shall be selected by the Order of Railroad Conductors. At such election those favoring the provisions of this act may cast a ballot as follows: 'For Provisions of Hospital Act'—those opposed to the provisions of this act may cast a ballot upon which is printed the following: 'Against Provisions of Hospital Act.' Said election shall be held between the hours of 9 a. m. and 3 p. m., and at the conclusion thereof, the judges and clerks, together with the manager of the election shall count the ballots and make a return thereof to the general manager and conductor above provided for, showing the number of votes cast for the provisions of the hospital act, and the number of votes cast against the provisions of the hospital act, and said general manager and said conductor shall determine from all of the returns made to them how many votes were cast for the provisions of the hospital act, and how many votes were cast against the provisions of the hospital act, and if a majority of said votes are in favor of the provisions of the hospital act, it shall at once become effective and in force on said railroad. If a majority of the votes are not in favor of the provisions of the hospital act, said law shall not become effective or be in force, unless so ordered at some subsequent referendum election, to be held not less than one year from the date of the last election."

Senator Vaughan moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—21.

Bailey.	McGregor.
Brelsford.	McNealus.
Carter.	Nugent.
Collins.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Hudspeth.	Warren.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	

Nays—4.

Conner.	Watson.
Murray.	Weinert.

Absent.

Astin.	Taylor.
Morrow.	Willacy.

Real.

Absent—Excused.

Greer.

Senator Wiley offered the following amendment:

Amend the bill as follows: Page 2, line 5, by striking out the word "three" and insert "four." Page 2, line 7, by striking out the word "six" and insert "four." Page 2, line 12, by inserting after the word "receiver" the following: "and that the eight members thus selected shall select the ninth member."

On motion of Senator Vaughan the amendment was tabled.

Senator Nugent offered the following amendment:

Amend the bill, lines 25 and 26, page 1, by striking out the words: "and any hospital that has been built by means of any fund so derived in whole or in part."

Senator Vaughan moved to table the amendment, which motion was adopted.

Senator Vaughan moved the previous question on the engrossment of the bill, which motion being duly seconded, was so ordered.

The bill was read second time and ordered engrossed.

On motion of Senator Vaughan, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—22.

Bailey.	McGregor.
Brelsford.	McNealus.
Carter.	Nugent.
Collins.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Hudspeth.	Warren.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.

Nays—2.

Conner.	Watson.
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Absent.

Astin.	Real.
Morrow.	Taylor.
Murray.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—22.

Bailey.	McGregor.
Brelsford.	McNealus.
Carter.	Murray.
Collins.	Nugent.
Cowell.	Paulus.
Darwin.	Terrell.
Gibson.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Warren.
Kauffman.	Weinert.
Lattimore.	Westbrook.

Nays—2.

Conner.	Wiley.
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Absent.

Astin.	Taylor.
Morrow.	Watson.
Real.	Willacy.

Absent—Excused.

Greer.

Senator Vaughan moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

REASONS FOR VOTE.

While I failed after an earnest and honest effort to amend the bill so as to take out of it its most objectionable and unfair features, which too far invades property rights and the rights of railroad companies to control their own properties and business, yet in view of the fact that railroad laborers and employes are now maintaining the hospitals, and yet are too often, when suffering from negligence of the company, placed under the influence of hospital authorities dominated by the company and its claim agents, and as there is more good than evil in the bill, I vote "yea."

NUGENT.

SENATE BILL NO. 95.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading,

Senate bill No. 95, A bill to be entitled "An Act to provide that purchasers of free school land in certain counties may transfer same in one-sixteenth of a section tracts or multiples thereof, and declaring an emergency."

Senator Hudspeth offered the following amendment:

Amend the bill, page 1, after the word "Yoakum," line 14, the word "Ward." Also amend the bill by adding after the word "sell," in line 16, the word "after"; also amend the bill by adding after the word "purchasers," in line 18, "of forty acres and of." And amend the bill by adding after the word "mode," "and patents to issue."

The amendment was read and adopted by the following vote:

Yeas—25.

Bailey.	McNealus.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	

Absent.

Astin.	Taylor.
Morrow.	Willacy.
Real.	

Absent—Excused.

Greer.

The bill was read third time and passed.

SENATE JOINT RESOLUTION NO. 12.

By motion of Senator Vaughan, the Chair laid before the Senate, on third reading,

Senate Joint Resolution No. 12, To amend Section 1, of Article 3, of the Constitution of the State of Texas, so as to give to the people, or reserve to them the power to propose laws and to enact or reject the same at the polls, and to approve or reject at the polls any act of the Legislature.

Senator Brelsford offered the following amendment:

Amend by striking out the amendment to Section 5, page 3, as printed in the Senate Journal, page 360, and substitute the following: "Provided, that no measure shall stand as the enactment of the people that does not receive the affirmative vote of a majority of the votes cast upon the proposition voted upon."

Senator Watson offered the amendment to the amendment:

Amend the amendment by striking out "of the votes cast upon the proposition voted upon" and insert in lieu thereof the following: "of all the votes cast at said election upon any question or for any candidate."

Senator Brelsford made the point of order that the amendment was not germane as an amendment to the amendment, and the Chair sustained the point of order.

Senator Watson moved to table the amendment, which motion was lost by the following vote:

Yeas—5.

Hudspeth.	Watson.
Morrow.	Weinert.
Murray.	

Nays—20.

Bailey.	Lattimore.
Brelsford.	McGregor.
Carter.	McNealus.
Collins.	Nugent.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Johnson.	Westbrook.
Kauffman.	Wiley.

Absent.

Astin.	Taylor.
Paulus.	Willacy.
Real.	

Absent—Excused.

Greer.

The amendment was then adopted by the following vote:

Yeas—21.

Bailey.	McGregor.
Brelsford.	McNealus.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	

Nays—5.

Hudspeth.	Watson.
Morrow.	Weinert.
Murray.	

Absent.

Astin.
Real.Taylor.
Willacy.

Absent—Excused.

Greer.

Senator Hudspeth offered the following amendment:

Amend the bill by adding after the word "election," line 17, page 4, by adding the following: "Provided, that no measure shall be submitted to the Secretary of State for an election unless it be done upon a petition of 95 per cent of all the votes cast at the last preceding election for Governor."

On motion of Senator Vaughan, the amendment was tabled.

Senator Vaughan moved the previous question on the resolution, and the same being duly seconded, was so ordered.

The resolution was lost by the following vote, it requiring a two-thirds vote of all the Senators elected to adopt the resolution finally:

Yeas—20.

Brelsford.
Carter.
Collins.
Conner.
Cowell.
Darwin.
Gibson.
Johnson.
Kauffman.
Lattimore.McGregor.
McNealus.
Morrow.
Nugent.
Paulus.
Terrell.
Townsend.
Vaughan.
Warren.
Westbrook.

Nays—6.

Bailey.
Hudspeth.
Murray.Watson.
Weinert.
Wiley.

Absent.

Astin.
Real.Taylor.
Willacy.

Absent—Excused.

Greer.

Senator Weinert moved to reconsider the vote by which the Senate refused to adopt the resolution.

The motion to reconsider prevailed.

REASON FOR VOTE.

While we are opposed to the initiative and referendum, we are in favor of sub-

mitting to the people any question upon which any considerable number desire to vote, and believing that many people in Texas want this question submitted to a popular vote, we vote "yea."

NUGENT,
GIBSON.

RECESS.

On motion of Senator Lattimore the Senate, at 6:30 o'clock p. m., recessed until 8 o'clock tonight.

AFTER RECESS.

(Night Session.)

The Senate was called to order by Lieutenant Governor Mayes.

SENATE BILL NO. 213.

The Chair laid before the Senate, on third reading and regular order,

Senate bill No. 213, A bill to be entitled "An Act granting to Green & Welhausen, a firm composed of William Green of Shriner, Lavaca county, Texas, and Phillip Welhausen of Yoakum, Lavaca county, Texas, power, privilege and authority to erect, build, construct, maintain and operate two dams across the Guadalupe River, in DeWitt or Gonzales county, Texas, one at any point on said river within one mile above or below the county line dividing Gonzales and DeWitt counties, where said county line crosses the Guadalupe River, and on the Jesse McCoy and James Hughes Original Surveys of land, fronting the Guadalupe River from the east side thereof, and the other dam to be erected at some point on K. W. Barton Original Survey in DeWitt county, Texas, where said survey fronts the Guadalupe River on the east side thereof, and in connection with each of said dams to erect reservoirs, lakes, locks, abutments, buildings and machinery; and to grant the said Green and Welhausen the privilege and right to use all of the land and water and riparian rights, and all the rights of every character of the State of Texas in, to and adjacent to said Guadalupe River between the points above mentioned, including especially such rights in its bed, channel, banks, waters, falls, powers and current, granting and conferring upon said partnership the power, authority and privilege to dam and overflow the water of

said Guadalupe River and its tributaries at the points above mentioned and up said stream from said points of said dams as far as the back water or reservoirs of said dams would extend; any in any manner to deepen, lower, drain and excavate the channel, bed and banks of said Guadalupe River from said dams across said Guadalupe River as far back as any back water or reservoir will extend; and to back the water in said Guadalupe River and its tributaries up the said river above mentioned to any height, and declaring an emergency."

The bill was read and the roll call on same developed no quorum present, the following Senators being present and voting:

Present—19.

Brelsford.	Lattimore.
Carter.	McNealus.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Hudspeth.	Westbrook.
Johnson.	Wiley.
Kauffman.	

Absent—11.

Astin.	Taylor.
Bailey.	Vaughan.
McGregor.	Watson.
Morrow.	Weinert.
Murray.	Willacy.
Real.	

Absent—Excused—1.

Greer.

There being no quorum present. Senator Hudspeth moved a call of the Senate for the purpose of securing and maintaining a quorum. The motion being duly seconded, the Chair directed the roll called, the following senators being present:

Present—19.

Brelsford.	Lattimore.
Carter.	McNealus.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Hudspeth.	Westbrook.
Johnson.	Wiley.
Kauffman.	

Absent—11.

Astin.	Morrow.
Bailey.	Murray.
McGregor.	Real.

Taylor.
Vaughan.
Watson.

Weinert.
Willacy.

Absent—Excused—1.

Greer.

The Sergeant-at-Arms was directed to bring in the absentees, and the doors of the Senate were closed.

Pending a short delay Senators Murray, Weinert, Watson and Bailey were announced present, which made a quorum present. Action then recurred on Senate bill No. 213, and the same was finally passed by the following vote:

Yeas—23.

Bailey.	McNealus.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Warren.
Gibson.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	

Absent.

Astin.	Taylor.
McGregor.	Vaughan.
Morrow.	Willacy.
Real.	

Absent—Excused.

Greer.

Senator Murray moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 244.

The Chair laid before the Senate, on third reading and regular order,

Senate bill No. 244, A bill to be entitled "An Act to amend Section 2 of a special act entitled 'An Act to authorize and permit the territory situated within the bounds of the town of Floydada in the county of Floyd, and State of Texas, and other land and territory adjacent thereto, to incorporate as an independent school district for free school purposes only, to be known as the Floydada Independent School District, with all the powers, rights and duties of independent school districts formed by incorporation of towns and villages for free school purposes only,' enacted by the Twenty-ninth

Legislature of the State of Texas, approved the 17th day of April, 1905, so as to include in the district thus formed additional territory, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—22.

Bailey.	McNealus.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.

Absent.

Astin.	Real.
Brelsford.	Taylor.
McGregor.	Vaughan.
Morrow.	Willacy.

Absent—Excused.

Greer.

Senator Johnson moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 294.

The Chair laid before the Senate, on third reading and regular order,

Senate bill No. 294, A bill to be entitled "An Act to incorporate the New Braunfels Independent School District in Comal county, Texas, for free school purposes only, the boundaries to be identical with the limits and boundaries of the city of New Braunfels; divesting the city of New Braunfels of the control of its public schools and title to school property, and vesting the same in the said New Braunfels Independent School District and its board of school trustees, providing for a board of school trustees for the control and management of the said independent district; prescribing the rights, powers, privileges and duties of the said New Braunfels Independent School District and its board of school trustees; providing for a treasurer of school funds of the district, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—23.

Bailey.	McNealus.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Warren.
Gibson.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	

Absent.

Astin.	Taylor.
McGregor.	Vaughan.
Morrow.	Willacy.
Real.	

Absent—Excused.

Greer.

Senator Weinert moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 295.

The Chair laid before the Senate, on third reading and regular order,

Senate bill No. 295, A bill to be entitled "An Act to authorize and empower San Patricio county or any political subdivision or any defined district now or hereafter to be described and defined, of said county by a vote of a two-thirds majority of the resident property taxpayers qualified voters of such county or political subdivision, or any defined district now or hereafter to be described and defined, thereof, voting thereon to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision, or any defined district now or hereafter to be described and defined and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes and prescribing ways and means of conducting and supervising said work; providing the manner of establishing defined districts, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—23.

Bailey.	McNealus.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Warren.
Gibson.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	

Absent.

Astin.	Taylor.
McGregor.	Vaughan.
Morrow.	Willacy.
Real.	

Absent—Excused.

Greer.

Senator Watson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 37.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 37, A bill to be entitled "An Act granting permission to Philip H. Fall, Charles P. MacGill and the heirs of E. B. Nichols, deceased, to bring suit in the district court of Travis county, Texas, to ascertain, adjudicate, fix and establish their claims against the State of Texas, as owners and holders of certain claims and bonds therein mentioned, and declaring an emergency."

The bill was read second time and ordered engrossed.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Bailey.	Kauffman.
Brelsford.	Lattimore.
Carter.	McNealus.
Collins.	Murray.
Conner.	Nugent.
Cowell.	Paulus.
Darwin.	Terrell.
Gibson.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Warren.

Watson.	Wiley.
Westbrook.	

Absent.

Astin.	Taylor.
McGregor.	Weinert.
Morrow.	Willacy.
Real.	

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—23.

Bailey.	McNealus.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Wiley.
Lattimore.	

Absent.

Astin.	Taylor.
McGregor.	Westbrook.
Morrow.	Willacy.
Real.	

Absent—Excused.

Greer.

Senator Watson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 249.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 249, A bill to be entitled "An Act granting to the Guadalupe Water Power Company now proposing to construct five (5) dams across the Guadalupe river, in Guadalupe county, Texas, the power, privilege and authority to erect, build, construct, maintain and operate five dams across the Guadalupe river, in Guadalupe county, Texas, and declaring an emergency."

The bill was read second time and ordered engrossed.

On motion of Senator Weinert, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Absent.

Astin.	Taylor.
McGregor.	Willacy.
Real.	

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—23.

Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.
Morrow.	

Absent.

Astin.	Real.
Brelsford.	Taylor.
Gibson.	Willacy.
McGregor.	

Absent—Excused.

Greer.

Senator Weinert moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 310.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 310, A bill to be entitled "An Act to amend Section 1, of Chapter 6, of the Special Laws of the First Called Session of the Thirty-second Legislature, entitled 'An Act creating the Lakeview Independent School District in Hall

county, Texas, providing for a board of trustees in said independent school district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of the State upon independent school districts and board of trustees thereof, and declaring an emergency,' for the purpose of correcting and better defining the boundaries thereof, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Johnson, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Absent.

Astin.	Taylor.
McGregor.	Willacy.
Real.	

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—25.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Absent.

Astin. Taylor.
McGregor. Willacy.
Real.

Absent—Excused.

Greer.

Senator Johnson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 311.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 311, A bill to be entitled "An Act creating the Roaring Springs Independent School District, in Motley county, Texas, defining its boundaries, providing for the election of a board of trustees to manage and control the public free schools within said district, investing said district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only, under the General Laws, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Johnson, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Bailey. Morrow.
Brelsford. Murray.
Carter. Nugent.
Collins. Paulus.
Conner. Terrell.
Cowell. Townsend.
Darwin. Vaughan.
Gibson. Warren.
Hudspeth. Watson.
Johnson. Weinert.
Kauffman. Westbrook.
Lattimore. Wiley.
McNealus.

Absent.

Astin. Taylor.
McGregor. Willacy.
Real.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—25.

Bailey. Morrow.
Brelsford. Murray.
Carter. Nugent.
Collins. Paulus.
Conner. Terrell.
Cowell. Townsend.
Darwin. Vaughan.
Gibson. Warren.
Hudspeth. Watson.
Johnson. Weinert.
Kauffman. Westbrook.
Lattimore. Wiley.
McNealus.

Absent.

Astin. Taylor.
McGregor. Willacy.
Real.

Absent—Excused.

Greer.

Senator Johnson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 332.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 332, A bill to be entitled "An Act to create the South Park Independent School District, known as Common School District No. 6, in Jefferson county, Texas; to provide for the election of trustees for the raising of revenue, issuing bonds, building and maintaining public free schools, declaring valid an issue of bonds heretofore made, and declaring an emergency, and repealing all laws in conflict herewith."

On motion of Senator Collins, the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Collins, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Bailey. Conner.
Brelsford. Cowell.
Carter. Darwin.
Collins. Gibson.

Hudspeth.
Johnson.
Kauffman.
Lattimore.
McNealus.
Morrow.
Murray.
Nugent.
Paulus.

Terrell.
Townsend.
Vaughan.
Warren.
Watson.
Weinert.
Westbrook.
Wiley.

Absent.

Astin.
McGregor.
Real.

Taylor.
Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

. Yeas—25.

Bailey.
Brelsford.
Carter.
Collins.
Conner.
Cowell.
Darwin.
Gibson.
Hudspeth.
Johnson.
Kauffman.
Lattimore.
McNealus.

Morrow.
Murray.
Nugent.
Paulus.
Terrell.
Townsend.
Vaughan.
Warren.
Watson.
Weinert.
Westbrook.
Wiley.

Absent.

Astin.
McGregor.
Real

Taylor.
Willacy.

Absent—Excused.

Greer.

Senator Collins moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 333.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 333, A bill to be entitled "An Act to authorize Nueces county to build, construct, own, lease and maintain a causeway, or combination roadway and bridge from the mainland on the south shore of Nueces or Corpus Christi Bays to the north shore of said bays, or either of them to connect San Patricio county, and for the said Nueces county to issue bonds of said county for same and to levy and collect a special tax of fifteen cents authorized by Ar-

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ticle 8, Section 9, of the Constitution, on the one hundred dollars valuation of the taxable property in said county providing for condemnation proceedings and for the right of way, authorizing said Nueces county to lease right of easement of user of a portion of said road and bridge on terms to be prescribed by the commissioners' court of said county; authorizing by vote, the levy of a tax and the issuance by said county of coupon bonds for the purpose of constructing, maintaining or operating macadamized, gravelled or paved roads; adopting certain provisions of the general law, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Collins, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Bailey.
Brelsford.
Carter.
Collins.
Conner.
Cowell.
Darwin.
Gibson.
Hudspeth.
Johnson.
Kauffman.
Lattimore.
McNealus.

Morrow.
Murray.
Nugent.
Paulus.
Terrell.
Townsend.
Vaughan.
Warren.
Watson.
Weinert.
Westbrook.
Wiley.

Absent.

Astin.
McGregor.
Real.

Taylor.
Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.
Brelsford.
Carter.
Collins.
Conner.
Cowell.
Darwin.
Hudspeth.
Johnson.
Kauffman.
Lattimore.
McNealus.

Morrow.
Murray.
Nugent.
Paulus.
Terrell.
Townsend.
Vaughan.
Warren.
Watson.
Weinert.
Westbrook.
Wiley.

	Absent.
Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Collins moved to reconsider the vote by which the bill was passed and lay that motion on the table.
The motion to table prevailed.

SENATE BILL NO. 339.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 339, A bill to be entitled "An Act to create a more efficient road system for Tom Green county, Texas, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—25.

Bailey.	Collins.
Brelsford.	Conner.
Carter.	Cowell.

Darwin.	Paulus.
Gibson.	Terrell.
Hudspeth.	Townsend.
Johnson.	Vaughan.
Kauffman.	Warren.
Lattimore.	Watson.
McNealus.	Weinert.
Morrow.	Westbrook.
Murray.	Wiley.
Nugent.	

Absent.

Astin.	Taylor.
McGregor.	Willacy.
Real.	

Absent—Excused.

Greer.

Senator Hudspeth moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 341.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 341, A bill to be entitled "An Act to create a more efficient road system for Wichita county, Texas, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Johnson, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Johnson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 343.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 343, A bill to be entitled "An Act to amend Section 23, Chapter 46 of the acts of 1901, passed by the Twenty-seventh Legislature and to amend Section 23 of Chapter 94 of the Acts of 1911, passed by the Thirty-second Legislature of the State of Texas, being an act entitled 'An Act to create a more efficient road system for Matagorda county,' and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Kauffman, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Bailey.	Conner.
Brelsford.	Cowell.
Carter.	Darwin.
Collins.	Gibson.

Hudspeth.	Terrell.
Johnson.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Warren.
McNealus.	Watson.
Morrow.	Weinert.
Murray.	Westbrook.
Nugent.	Wiley.
Paulus.	

Absent.

Astin.	Taylor.
McGregor.	Willacy.
Real.	

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—25.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Absent.

Astin.	Taylor.
McGregor.	Willacy.
Real.	

Absent—Excused.

Greer.

Senator Kauffman moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 368.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 368, A bill to be entitled "An Act to amend Section 15a, Chapter 30, of the Special Laws of the Thirty-second Legislature, entitled 'An Act to amend Sections 7 and 8, Chapter 34, of the Special Laws of the Regular Session of the Thirtieth Legislature, entitled "An Act to create a more efficient road system for Washington county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their du-

ties as such, etc." and to add to said chapter Section 15a and 15b, conferring upon the commissioners court of said county the authority to employ a person with a salary not to exceed \$100 per month, to work under the orders of said court for the purpose of carrying out the provisions of said chapter, and declaring an emergency."

On motion of Senator Watson, the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Watson, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Watson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 383.

On motion of Senator Watson, the constitutional rule requiring bills to be read on three several days was suspended and Senate bill No. 383 put on its second reading by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The Chair laid before the Senate, on second reading,

Senate bill No. 383, A bill to be entitled "An Act creating a local road law for Lee county, and declaring an emergency."

On motion of Senator Watson, the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Watson, the constitutional rule requiring bills to be read on three several days was suspended

ed and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Watson moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 346.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 346, A bill to be entitled

"An Act creating a special road law for Tarrant county."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read in three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Lattimore moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 360.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 360, A bill to be entitled "An Act to create a more efficient road system for McLennan county, Texas."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Terrell, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Terrell moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 517.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 517, A bill to be entitled "An Act to incorporate Star School District in Mills and Hamilton counties as an independent school district, and to provide for the election of trustees, raising revenue by taxation, issuing bonds and maintaining public free schools therein, and declaring an emergency."

On motion of Senator Conner, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report which provided that the bill be not printed, was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Conner, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Collins.
Brelsford.	Conner.
Carter.	Cowell.

Darwin.	Paulus.
Hudspeth.	Terrell.
Johnson.	Townsend.
Kauffman.	Vaughan.
Lattimore.	Warren.
McNealus.	Watson.
Morrow.	Weinert.
Murray.	Westbrook.
Nugent.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Conner moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 523.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 523, A bill to be entitled "An Act creating the Poteet Independent School District in Atascosa county, defining its metes and bounds; providing for a board of trustees therefor; vesting it with the rights and duties of districts incorporated for school purposes only under the general laws, and declaring an emergency."

On motion of Senator Murray, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Murray, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Kauffman.
Brelsford.	Lattimore.
Carter.	McNealus.
Collins.	Morrow.
Conner.	Murray.
Cowell.	Nugent.
Darwin.	Paulus.
Hudspeth.	Terrell.
Johnson.	Townsend.

Vaughan.	Weinert.
Warren.	Westbrook.
Watson.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Murray moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 531.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 531, A bill to be entitled "An Act creating the Birome Independent School District in Hill county, Texas; defining its metes and bounds, providing for a board of trustees therefor; vesting it with the rights and duties of districts incorporated for school purposes under the general laws, and declaring an emergency."

On motion of Senator Morrow, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report).

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Morrow the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Morrow moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 284.

Senator Westbrook moved to rescind the vote by which the vote on the final passage of House bill No. 284 was reconsidered and tabled.

The motion prevailed.

Senator Westbrook moved to rescind the vote by which House bill No. 284 was finally passed.

The motion prevailed.

Senator Westbrook moved to rescind the vote by which House bill No. 284 was passed to a third reading.

The motion prevailed.

The Chair laid before the Senate, on second reading,

House bill No. 284, A bill to be entitled "An Act to create the Golden Independent School District, known as Common School District No. 24 in Wood county, Texas; to provide for the election of trustees, for the raising of revenue, issuing bonds, building and maintaining schoolhouses, maintaining public free schools, and declaring an emergency."

Senator Westbrook offered the following amendment, which was read and adopted:

Amend House bill No. 284 by striking out the figures "24,002," in line 15, page 2, and inserting "2402."

Senator Westbrook offered the following amendment, which was read and adopted:

Amend House bill No. 284 by striking out the figures "1399," in line 12, page 2, and inserting "1359."

Senator Westbrook offered the following amendment, which was read and adopted:

Amend House bill No. 284 by striking out all of Section 2 and inserting in lieu thereof the following: "The management and control of the public free schools in said Golden Independent School District as herein created and vested in a board of seven trustees, as provided by the laws of the State of Texas, except that the present board of trustees of Common School District No. 24 shall serve in the capacity of trustees for the Golden Independent School District, until the first Saturday in May, 1913, at which date under the law their successors shall be elected."

Senator Westbrook offered the following amendment, which was read and adopted:

Amend House bill No. 284 by striking out the figures "825," in line 44, page 1, and insert "309."

The bill was read second time and passed to a third reading.

On motion of Senator Westbrook, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Townsend.
Cowell.	Vaughan.
Darwin.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Absent.

Astin.	Taylor.
Gibson.	Terrell.
McGregor.	Willacy.
Real.	

Absent—Excused.

Greer.

The bill was read third time and passed by the following vote:

Yeas—24.

Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.

Absent.

Astin.	Real.
Gibson.	Taylor.
McGregor.	Willacy.

Absent—Excused.

Greer.

Senator Westbrook moved to reconsider the vote by which the bill was passed and lay that motion on the table. The motion to table prevailed.

ADJOURNMENT.

On motion of Senator Watson, the

Senate, at 9:35 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.

BILL IN FULL BY ORDER OF SENATE.

Senator Hudspeth moved that the following proposed bill be printed in the Journal.

The motion prevailed:

A BILL

To Be Entitled

"An Act to provide for prospecting for the development of the minerals in the unsold public free school, university and asylum lands, and minerals in such of said lands as may have been heretofore and that may hereafter be sold with the mineral reservation to the public free school fund, and such of said land as may have been purchased with the waiver of the mineral rights, and also the prospecting for and development of minerals in fresh water lakes and the minerals in the islands, bays, marshes, reefs and salt water lakes, and the leasing of said lands, islands, lakes, bays, marshes and reefs for mineral development purposes, and appropriating to certain funds the proceeds arising from such mineral development; and the adoption of rules and regulations for the execution of the said purposes; and repealing Chapter 1, Title 93, Revised Civil Statutes of 1911, and all other laws and parts of laws in conflict herewith, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. Any person or association of persons, corporate or otherwise, desiring to obtain the right to prospect for and develop oil, petroleum or natural gas that may be in any of the surveyed public free school land which may be unsold at the time such desire is made known as herein provided, or in any of said land which has heretofore been sold with the reservation of minerals therein to the public free school fund, and such of said land as has heretofore been purchased with the relinquishment of the minerals therein by the purchaser, or in any of said land that may hereafter be sold with the reservation of minerals therein; also in any of the fresh water lakes owned by

the State or public free school fund, and also in any of the islands, bays, marshes, reefs and salt water lakes, may do so under the regulations, terms and conditions of this act, together with such rules and regulations as may be adopted relative thereto and necessary for the execution of the purpose of this act by the Commissioner of the General Land Office.

Sec. 2. One desiring to obtain the right to prospect for and develop oil, petroleum and natural gas that may be in any of the surveyed lands mentioned herein shall first file with the clerk of the county in which the area desired or a portion thereof is situated, or with the clerk of the county to which such county may be attached for judicial purposes, a separate application in writing for each tract applied for, designating by metes and bounds the land in which he desires to acquire the aforesaid rights, and which shall be in tracts of ten acres or multiples thereof, but not to exceed four sections of 640 acres each, more or less; provided the right in a whole tract of less than ten acres may be acquired in the same manner as is herein provided for larger tracts. The lines of all tracts less than the whole survey shall conform to the exterior lines of the survey of which it may be a part, as nearly as practicable. The said clerk shall file and record the application aforesaid and note the same on his register opposite the entry of the proper survey, giving the time of filing, and the applicant shall file such application in the General Land Office, together with one dollar as filing fee, within thirty days after the date it was filed by the County Clerk.

Sec. 3. One desiring to obtain the right to prospect for and develop oil, petroleum or natural gas in any of the State's islands, salt water lakes, bays, marshes, reefs and fresh water lakes owned by the State, or in any of the unsurveyed public school land shall first file a separate written application for each tract applied for with the County Surveyor of the county in which the area or a part of same may be situated, or of the county to which said county may be attached for surveying purposes, giving a general designation of the same by metes and bounds. The Surveyor shall immediately file and record same, giving time of such filing, and within ninety days thereafter he shall survey and deliver to the applicant the field notes and original application. Said papers, together with one dollar as a filing fee, shall be filed in the General

Land Office within one hundred days after the application was filed with the County Surveyor, and not thereafter. Locations and surveys under this section of less area than the whole unsurveyed tract shall be in ten-acre tracts or some multiple thereof, and not to exceed 2,560 acres. All locations and surveys under this section shall, if practicable, be of regular form, but in every case the line or lines adjacent to other surveys shall conform to the lines of such adjacent surveys. If there are no adjacent surveys, the Surveyor shall connect such survey with some established survey on the main land.

Sec. 4. When the Commissioner receives an application, or application and field notes, as provided for in the two preceding sections, within the time required, together with the filing fee of one dollar, he shall file same, and if upon examination said papers are found to be correct and in compliance with this act, and if the status of the area applied for is within the provisions herein, the applicant shall be entitled to the right to prospect for and develop the oil, petroleum or natural gas that may be under the surface embraced in the application and field notes, and as evidence of such right the Commissioner shall issue to such applicant a permit after the applicant shall have complied with the conditions hereinafter imposed.

Sec. 5. Before the issuance of the permit provided for in the preceding section the applicant shall pay to the Commissioner of the General Land Office ten cents per acre for each acre embraced in the application and field notes. Thereupon a permit shall be issued to the applicant conferring upon him an exclusive right to prospect for and develop oil, petroleum or natural gas within the designated area for a term not to exceed two years. Within thirty days after the expiration of the first year the owner of the permit shall pay another ten cents per acre as in the first instance. Upon the termination of the period for which the original permit was granted and the receipt of satisfactory evidence of the compliance with the conditions prescribed in Section 6 of this act, and such compliance shall not have led to the discovery of oil, petroleum or natural gas in commercial quantities, then the Commissioner may grant an extension of the permit for a term not to exceed one year upon the payment by the applicant or his successors in interest of an additional fee of twenty-five cents per acre. No extension, however, shall

be granted unless satisfactory proof of an effort towards the development of the area included in the permit has been made in good faith and the expenditure of the sum required and duly submitted as set forth in Section 6 of this act.

Sec. 6. Before the expiration of six months after the date of the permit the owner of said permit shall in good faith commence actual work necessary to the physical development of said area, and if oil, petroleum or natural gas is not developed, the owner or manager shall on or before thirty days after the expiration of twelve months from the date of the permit file in the General Land Office a sworn statement supported by two disinterested credible witnesses that such actual work was begun within the six months aforesaid, and that oil, petroleum or natural gas has not been discovered in commercial quantities, and that a bona fide effort to develop said minerals were made during the six months preceding the filing of said statement. During the two years covered by said permit the owner thereof shall expend not less than \$4000 in a bona fide effort for the development of such area, unless such area has sooner been developed or abandoned. The owner or manager shall within thirty days after the expiration of the two years from the date of the permit file with the Commissioner of the General Land Office a sworn statement supported by two disinterested credible witnesses that such bona fide effort for the development of the area has been made, stating in what it consisted, and showing the expenditure therefor. A failure to file either of the sworn statements herein provided for and within the time specified, or the filing of a statement untrue or false in material matters, or the failure to expend the sum named in a bona fide effort toward the development of the area or areas, shall work a revocation of said permit and the termination of the rights of the owner. Such termination shall be endorsed by the Commissioner of the General Land Office upon a duplicate copy of the permit retained in the General Land Office. Upon the termination of such permit the area shall be again subject to location by another than the forfeiting owner. The expenditure herein required for development purposes may be made upon one or more contiguous tracts embraced in a permit and shall be sufficient for the entire area embraced in one such permit. The amount herein required to

be expended in development purposes shall be required on each and every non-contiguous area, but may contain an entire contiguous area of two or more adjacent tracts of land. An application may embrace contiguous portions of different tracts or surveys. An assignment by deed or other form of transfer and also a lien of any form, may be executed upon any claim to any person, association of persons, corporate or otherwise that may be qualified to obtain a permit or lease in the first instance; provided, the deed or other evidence of sale, assignment or lien shall be recorded in the county where the property or a part thereof is situated and shall be filed in the Land Office within sixty days after the date thereof, accompanied by a filing fee of \$1.00. If such instrument shall not be filed in the Land Office within the time required such deed or evidence of transfer or evidence of lien shall not have the effect to convey the property nor shall the obligations incurred therein be enforceable.

Sec. 7. If at any time within the life of the permit one should develop oil, petroleum or natural gas in commercial quantities, the owner or manager shall file in the Land Office a statement of such development within thirty days thereafter, and thereupon the owner of the permit shall have the right to lease all or a part of the area included in the permit upon the following conditions:

(1) An application and a first payment of \$2.00 per acre for a lease of the area included in a permit shall be made to the Commissioner of the General Land Office within thirty days after the discovery of oil, petroleum or natural gas in commercial quantities.

(2) A lease may be granted for a period of ten years or such portion thereof as the applicant may desire, with the option of a renewal or renewals for an equal or a shorter period upon the payment of a cash sum of \$2.00 per acre in advance on the entire area included in any lease and an equal sum annually in advance thereafter during the life of such lease, and in addition thereto the owner of such lease shall pay a sum of money equal to a royalty of one-tenth of the value of the gross production of oil or petroleum.

(3) The owner of a permit shall not take, carry away or sell any oil, petroleum or natural gas found in any area before such owner shall have obtained a lease therefor, provided such owner may use for fuel such portion of

said substances as may be necessary for the continued development of the area without accounting therefor. In addition to the two dollars per acre annually in advance, the owner of a gas well shall pay a sum of money equal to not less than one hundred dollars per annum for each well from which gas may be sold, and in addition thereto such royalty as may be agreed upon in a lease contract. The said royalty on oil or petroleum or natural gas shall be paid to the Commissioner of the General Land Office monthly during the life of the lease. In all such payments the owner or manager shall accompany the remittance with a sworn statement of the amount produced, and the market price of the product, and a copy of any pipe or line or tank receipt, check or memoranda of amount put out or into such lines or tanks. Payment for gas wells in bulk shall be made to the Commissioner of the General Land Office annually in advance during the life of a lease, and payments for gas on a royalty basis shall be made monthly and upon such terms as may be stipulated in the lease. The books and accounts and the receipts and discharges of all lines, pipe lines or tanks and gas lines and gas pipes, and all other matters pertaining to the production, transportation and marketing of the output shall be open to the examination and inspection at all times by the Commissioner of the General Land Office or his representative or any other representative of the State. The value of any unpaid royalty or royalties and any sum or sums due the State upon any lease contract shall become a prior lien upon all production of oil, petroleum or natural gas produced upon the leased areas to secure the payment of any royalties and sums due the State.

Sec. 8. In the event any land or water included within the operation of this act has heretofore been or may hereafter be sold by the State with the reservation of minerals therein, or has been purchased by one with the waiver of mineral rights, such land shall be subject to prospect and lease as set forth in this act, but the owner of the permit or lease shall pay to the owner of the surface of the land five cents per acre per annum in advance during the life of the permit or lease, and the first payment shall be made prior to the issuance of such permit or lease. Said sums so paid to the owner of the surface rights shall be in full compensation for all damages to such surface by

reason of the ingress and egress and operation necessary to the development and the operation under the permit or lease.

Sec. 9. No person, association or persons, corporate or otherwise, shall hold or own at one time by permit or lease, direct or through assignment nor hold or own a controlling interest in more than four sections of 640 acres each more or less of surveyed school land, nor more than 2,560 acres of islands, lakes, bays, marshes, reefs or unsurveyed school land within ten miles of any portion of the boundary limits of the area embraced in any permit or lease owned or held by himself or themselves.

Sec. 10. A person or association of persons, corporate or otherwise, applying for a permit or lease shall file with the application a sworn statement showing what interest, if any, the applicant or each of the members of the association or each stockholder in the corporation may hold in any other permit or lease issued by the State, and situated within ten miles of the boundary lines of the area applied for. When the Commissioner is satisfied that the applicant is entitled to such permit or lease, he shall issue the permit for a term not to exceed two years and the lease may be issued for such time as the applicant may elect, not to exceed ten years with the right of a renewal or renewals upon such terms of royalty as may be agreed upon. The permit or lease shall contain the terms upon which it is issued and such other matters as the Commissioner may deem important to the rights of the State or applicant. The royalty basis for the first lease may be stated in the permit. Should a permit or lease be issued upon a statement by the applicant or applicants, or either of them, which is false or untrue in any material fact, the Commissioner may cancel such permit or lease when sufficiently informed as to such false or untrue statements.

Sec. 11. Should the owner of a permit fail or refuse to proceed with reasonable diligence in a bona fide effort to develop an area included in such permit, the Commissioner of the General Land Office may cancel the same. Should the holder of a lease fail or refuse to proceed with reasonable diligence and in a bona fide effort to develop, operate and put out the product of a producing well of oil, petroleum or natural gas at any time during the life of a lease, the Commissioner of the General Land Office

may cancel such lease contract. In the event of a cancellation of a permit or lease contract for the causes mentioned in this section the area included therein shall be subject to the application of another only than the forfeiting owner, in the same manner as in the first instance; provided, should a lease covering a forfeited well be canceled an application for a lease of such area or a part thereof may be made direct to said Commissioner.

Other Minerals.

Sec. 12. Such of the hereinafter named minerals as may be in the lands or waters included within Section 1 of this act shall be subject to prospect and development under the terms and conditions hereinafter stated.

Sec. 13. A mining claim upon veins or lodes of quartz or other rock in place bearing gold, silver, cinnabar, lead, tin, copper, antimony, bismuth, zinc, vanadium, molybdenum, uranium, manganese, radium and other valuable metals, may equal but shall not exceed 1500 feet along the vein or lode, and such claim shall not exceed twenty-one acres in total area. The locator of said minerals shall be entitled to the use of all the superficial area between the enclosing lines of the claim and all mineral thereon and therein, and between the side and end lines extending downward vertically until the right secured by posting are forfeited. Any person or association of persons, corporate or otherwise, may acquire said minerals. A separate application shall be made for each claim.

Sec. 14. Mineral claims on deposits of alum, asphaltum, soda, sulphur, kaolin, fire clay, borax beds, auriferous cement, auriferous gravel, marble, clay, gravel, slate, gypsum, phosphate, guano, commercial sand and gravel not within tide water limits on the coast, and deposits containing precious stones and gems which do not occur in veins, building stone, coal, iron ore and other valuable minerals which can not be traced as veins on the surface, may be located on any of the lands included in Section 1 of this act. Any person, association of persons, corporate or otherwise, may acquire said minerals in quantities of ten acres or multiples thereof. A separate application shall be made for each claim. Claims embracing less than a whole survey or less than an entire unsurveyed tract, shall conform to the lines of the entire survey or adjacent surveys when practicable. A tract of

less than ten acres may be filed on the same as a tract of greater area. In all conflicts priority of location shall control.

Sec. 15. The locator of a claim for any minerals named in the two preceding sections shall post upon one of the lines of the area desired a written notice stating the name of the claim and date of posting, and otherwise describe the claim by giving the number of feet or varas in length and width and the direction in length and width the claim lies from where the notice is posted, together with the section, block and grantee of the land, if known, and the county in which it is situated, or otherwise describe the tract so that it may be identified.

Sec. 16. The locator shall within thirty days after date of posting the required notice file an affidavit of such location with the county clerk, together with \$1.00 filing fee. The affidavit shall state the date of the first posting of the notice and state further that the notice has not been post-dated nor changed in its date, and designate the place of location. Upon receiving said affidavit the clerk shall record the same and note it on his school land record book opposite the section on which the location is made. The locator shall have one year in which to prospect for minerals of any nature mentioned in the two preceding sections. Should said locator desire to obtain a lease upon any one or more of said claims or any portion of any claim he shall within one year after filing the affidavit aforesaid, file in the General Land Office a separate application and field notes and \$1.00 filing fee for each tract, and in default of which the rights of the applicant shall terminate. The owner of the mineral claim shall accompany his application and field notes with \$2.00 per acre for each acre embraced in his field notes and annually thereafter he shall pay in advance to the said Land Commissioner the sum of \$2.00 per acre for each acre embraced in the claim so long as he may desire to hold such claim, provided, mining claims filed on as bearing cinnabar and coal, or claims in which cinnabar or coal may thereafter be found, the owner shall pay to the said Commissioner \$5.00 per acre per annum, payments to be made annually in advance after date of discovery. When such applications and payments are received the Commissioner of the General Land Office shall issue a lease to the applicant conferring upon him the exclusive right to operate upon

and within the area defined therein so long as the applicant shall pay the annual rental.

Sec. 17. In the event the land upon which any mineral claim shall be located has theretofore been sold with the reservation of minerals or purchased with the waiver of mineral rights, the owner of such claim shall pay to the owner of the surface 5 cents per acre per annum in addition to any sum paid to the State, which sum shall be in full compensation for the right of ingress and egress in and to the land and for damages done to the surface thereof.

Sec. 18. Should the holder of a permit or lease or prospecting mineral claim provided for under any of the provisions of this act fail or refuse to comply with any of the provisions herein, of whatsoever nature, such failure or refusal shall operate as termination of the rights of the owner thereunder, and the Land Commissioner shall so endorse the application upon which such rights are based when sufficiently informed of the facts which operate as a forfeiture. The area on which such rights may be terminated shall be again subject to the provisions of this act; provided, if the default is a failure to make a payment of the money due the owner may have his rights or interest restored by making such payment before the rights of another intervene.

Sec. 19. The holder of a permit, a lease, a prospecting right, or any other right acquired under this act may relinquish one or more of such permits, leases, claims or prospector's claims at any time by filing a relinquishment in the General Land Office after it is duly recorded by the clerk of the proper county, but such holder shall not be entitled to a refund of any sum paid thereon.

Sec. 20. The Commissioner of the General Land Office shall transmit to the State Treasurer all money derived from the development of any minerals or substance named herein and found on the public free school land, and it shall be credited to the permanent free school fund. All money derived from the development of any minerals or substances named herein and found on other than public free school land shall be credited to the game, fish and oyster fund for the use of that department. All fees shall be credited to the general revenue in the manner provided by law for other fees paid into the General Land Office.

Sec. 21. All development in water, or

on islands, marshes and reefs shall be done under such regulations as will prevent the pollution of the water and for the prevention of such pollution the Game, Fish and Oyster Commissioner may be called upon for assistance in the adoption and enforcement of rules and regulations for the protection of said waters. For a violation of such rules and regulations the Commissioner of the General Land Office may revoke a permit or cancel a lease.

Sec. 22. The rights acquired under this act shall be subject to taxation as is other property after the owner shall have paid to the State the sums necessary to perfect his rights.

Sec. 23. The issuance of a permit or lease or the filing of a prospector's affidavit on unsold land included within this act shall not prevent the sale of the land without minerals on which such mineral or mining claim may be located under the laws applicable to such land, but in case of such sale after an application has been filed with the County Clerk as herein provided, the purchaser of such land shall not be entitled to any part of the proceeds of such minerals or mining location, nor other compensation, nor shall such purchaser have any action for damages done to such land by or resulting from the working of or operation under such permit, lease or prospector's claim.

Sec. 24. The Commissioner of the General Land Office shall have general supervision of all matters necessary for the proper administration of the purpose of this act, and he is authorized to adopt rules and regulations and to alter or amend them from time to time as may appear necessary for the protection of the interest involved and the execution of the purposes of this act, not inconsistent with its provisions and the Constitution of the State.

Sec. 25. Chapter 1, Title 93, of the Revised Civil Statutes of 1911 relating to mines and mining and all other laws and parts of laws relating to the sale of minerals and mineral land are hereby repealed.

Sec. 26. The fact that there is no adequate statute by which the mineral resources of this State can be properly developed on the public lands and the waters of the State, create an emergency and an imperative public necessity exists that the constitutional rule requiring bills to be read on three several days in each House should be suspended, and that this should be placed upon its third reading and final passage and take effect from and after its passage.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred,

Senate bill No. 210, A bill to be entitled "An Act for the preventing of cruelty to animals; for the prevention of impounding same without food or water; providing for the sanitary and humane treatment of fowls and other birds; prescribing penalties; providing that agents and officers of the State Humane Society may make arrests, and may take charge of neglected, abandoned or cruelly treated animals, and destroy same under certain circumstances, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

BRELSFORD, Chairman.

Committee Room,
Austin, Texas, February 27, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

House bill No. 36, A bill to be entitled "An Act to amend subdivision 12 of Article 30, Title 5 of the Revised Civil Statutes of 1911, and changing and fixing the time of holding the courts of the Twelfth Judicial District of Texas,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, February 27, 1913.
Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

House bill No. 248, A bill to be entitled "An Act to increase the civil jurisdiction of the County Court of Armstrong County, Texas,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, February 27, 1913.
Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial District, to whom was referred

Senate bill No. 353, A bill to be entitled "An Act to fix the time for holding the terms of the district court in the Forty-seventh Judicial District, and to repeal all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration and I am instructed to report same to the Senate with the recommendation that it do pass.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, February 27, 1913.
Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 265, A bill to be entitled "An Act to establish and maintain a State School of Correspondence at Austin, Texas, to provide for all courses of home study, to provide for the appointment of an executive board of same, and to provide for the salary of some of the members of said executive board; and to prescribe the duties of said executive board, and how the net proceeds of said institution shall be applied and the granting of a room in the Capitol building for the main office of said State School of Correspondence,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, February 27, 1913.
Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

House bill No. 303, A bill to be entitled "An Act to confer upon the County Court of Castro County, Texas, civil and criminal jurisdiction belonging to said court under the constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency,"

Have had the same under considera-

tion and I am instructed to report same back to the Senate with the recommendation that it do pass.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, February 27, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 338, A bill to be entitled "An Act to reorganize the Thirty-eighth, the Fifty-first and Sixty-third and the Seventieth Judicial Districts of the State of Texas, and to create the Seventy-fifth Judicial District of the State of Texas, and to prescribe the time and fix the terms of holding the courts in each of said judicial districts; and to conform all writs and processes from such courts to such changes; and to provide for the appointment and election of a district judge and district attorney in said Seventy-fifth Judicial District; and to make all process issued or served before this act takes effect, including recognizances and bonds, returnable to the terms of the courts in the several districts as herein fixed, to validate such process, and to validate the summoning of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

HUDSPETH, Chairman.

Committee Room,
Austin, Texas, February 27, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

Senate bill No. 320, A bill to be entitled "An Act to reorganize the Fifth and Seventh Judicial Districts, and to create the Seventy-third Judicial District, and fix the time of holding courts in said districts; and fix the jurisdiction of the court for the Seventy-third Judicial District of Texas; and provide for the appointment of a judge and district attorney for said Seventy-third Judicial District, and to repeal all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

HUDSPETH, Chairman.

Committee Room,

Austin, Texas, February 27, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred,

House bill No. 186, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Shelby County, to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass, and be not printed.

HUDSPETH, Chairman.

FLOOR REPORTS.

Austin, Texas, February 28, 1913.

Hon. Will H. Mays, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 383, A bill to be entitled "An Act to amend Chapter 34 of the Special Laws of the Regular Session of the Thirty-second Legislature, being 'An Act to amend Chapter 80, Special Laws passed by the Regular Session of the Thirtieth Legislature of the State of Texas, approved April 15, 1907, and to amend Chapter 71, of the Special Laws passed by the Regular Session of the Thirty-first Legislature of the State of Texas, approved March 17, 1909, and to create a more efficient road law for Lee county, Texas, authorize and empower the said county to issue bonds or levy a tax for the construction of bridges, and the construction and maintenance of public roads and highways in said county; and regulating the compensation of certain officers; providing for the working of convicts on county roads, relieving certain persons subject to road duty from such duty upon payment of certain sums of money; providing for the number of days road hands are subject to duty; and providing certain duties and powers of the commissioners court of said county, and fixing the compensation of the members of said court for said services; providing for the collection of poll taxes due the county by labor upon public roads; providing for the condemnation of lands county by labor upon public roads; pro-

viding for certain drainage ditches, pits, etc., providing for the creation of road precincts and charges therein, and for the appointment of road overseers; and providing for the working of said public roads; and providing that the commissioners shall be supervisors and instructors of said roads, and for their salary therefor; and providing for the prorating of all funds derived from road tax among the several commissioners' precincts; and providing for the payment of officers' costs in cases where county convicts are worked upon county roads; and authorizing and empowering commissioners court to contract with individuals for the construction and repair of bridges and culverts and for the purchase of all necessary teams, tools and road machinery deemed necessary, and declaring an emergency."

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Terrell, Chairman; Westbrook, McNealus, Morrow, Weinert, Townsend.

Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 368, A bill to be entitled "An Act to amend Section 15a, Chapter 30, of the Special Laws of the Thirty-second Legislature, entitled 'An Act to amend Sections 7 and 8, Chapter 34, of the Special Laws of the Regular Session of the Thirtieth Legislature, entitled "An Act to create a more efficient road system for Washington county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, etc.," and to add to said chapter Sections 15a and 15b, conferring upon the commissioners' court of said county the authority to employ a person with a salary not to exceed one hundred dollars per month, to work under the orders of said court for the purpose of carrying out the provisions of said chapter,' and declaring an emergency,"

Have had the same under consideration, and beg to report same back to the Senate with the recommendation that it do pass and be not printed.

Terrell, Chairman; Townsend, Weinert, McNealus, Morrow, Westbrook.

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Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 531, A bill to be entitled "An Act creating the Birome Independent School District, in Hill county, Texas; defining its metes and bounds; providing for a board of trustees therefor; vesting it with the rights and duties of districts incorporated for school purposes only under the General Laws, and declaring an emergency,"

Have had the same under consideration and beg leave to report same back to the Senate with the recommendation that it do pass and be not printed.

Paulus, Chairman; Johnson, Astin, Real, Darwin, Wiley, Weinert, Cowell.

Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 523, A bill to be entitled "An Act creating the Poteet Independent School District in Atascosa county, defining its metes and bounds; providing for a board of trustees therefor; vesting it with the rights and duties of districts incorporated for school purposes only under the General Laws, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that same do pass, and be not printed.

Paulus, Chairman; Johnson, Astin, Real, Darwin, Wiley, Weinert, Cowell.

Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 349, A bill to be entitled "An Act to create the Mathis Independent School District in San Patricio county, Texas, out of the territory known as Common School District No. 5 in said county, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Johnson, Astin, Real, Darwin, Wiley, Weinert, Cowell.

Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 517, A bill to be entitled "An Act to incorporate Star School District in Mills and Hamilton counties as an independent district, and to provide for the election of trustees, raising revenue by taxation, issuing bonds and maintaining public free schools therein, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Johnson, Astin, Real, Darwin, Wiley, Weinert, Cowell.

Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 517, A bill to be entitled "An Act to incorporate the Star School District in Mills and Hamilton counties as an independent district, and to provide for the election of trustees, raising revenue by taxation, issuing bonds and maintaining public free schools therein, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Johnson, Astin, Real, Darwin, Wiley, Weinert, Cowell.

Austin, Texas, February 28, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 332, A bill to be entitled "An Act to create the South Park Independent School District in Jefferson county, Texas,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Paulus, Chairman; Johnson, Astin, Real, Darwin, Wiley, Weinert, Cowell.

PETITIONS AND MEMORIALS.

By Lieutenant Governor Mayes:

Telegram from Beaumont Advertising League conveying information that a

mass meeting of Beaumont, Texas, business men had endorsed the Katy consolidation bill with a request that same be passed over the Governor's veto.

By Senator Townsend:

Letter signed by officers and members of Brotherhood of Railway Trainmen of Smithville, Texas, endorsing the Katy consolidation bill and urging its passage.

By Senator Bailey:

Petition signed numerous by citizens and notaries public of Harris county expressing opposition to the Senate bill which seeks to reduce notary fees, and urging that same be not passed.

By Senators McNealus and Westbrook:

Copies of resolutions passed by the young people of Dallas through the mediums of certain church organizations expressing favor of Senate bill No. 211, regulating Sunday amusements and urging that the bill be passed.

By Senator Paulus:

Numerous petitions signed numerous by citizens of various Texas communities requesting the Legislature to submit to popular vote constitutional amendments providing for a tax equal to its full rental value on all land (excepting homesteads) held for speculation or not in actual cultivation, and further, that certain classes of property be exempted from taxation by vote of the people.

THIRTY-SIXTH DAY.

Senate Chamber.

Austin, Texas,

Saturday, March 1, 1913.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum being present, the following Senators answering to their names:

Bailey.	Lattimore.
Brelsford.	McGregor.
Carter.	McNealus.
Collins.	Morrow.
Conner.	Murray.
Cowell.	Paulus.
Darwin.	Terrell.
Gibson.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Warren.
Kauffman.	Watson.